

Message Text

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PAGE 01 STATE 155920

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FM SECSTATE WASHDC

TO AMEMBASSY MOSCOW

C O N F I D E N T I A L STATE 155920

EXCON

E.O. 11652: XGDS

TAGS: ESTC, UR

SUBJECT: EXPORT LICENSES FOR SPARE PARTS FOR PREVIOUSLY
LICENSED COMPUTER SYSTEMS

REF: MOSCOW 8561

1. COMMERCE UNDERSTANDS CONCERN OVER DELAYS IN APPROVAL OF
SPARE PARTS FOR COMPUTER SYSTEMS PREVIOUSLY APPROVED, AND
IS SYMPATHETIC TO SITUATIONS ENCOUNTERED BY U.S. EXPORTERS
IN ATTEMPTING TO SERVICE U.S. EQUIPMENT.

2. THERE IS NO APPARENT REASON WHY REF CASE FOR \$1,000 IN
SPARES FOR TWO H-P SYSTEMS AT KURCHATOV INSTITUTE SHOULD
TAKE THREE MONTHS TO PROCESS. OEA IS UNABLE TO LOCATE
SUCH AN APPLICATION; GATHERS IT HAS NOT YET BEEN SUBMITTED.

3. THERE ARE, HOWEVER, EFFECTIVE DOLLAR LIMITS TO PROMPT
HANDLING OF SUCH CASES. THESE LIMITS CORRESPOND TO THOSE
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PAGE 02 STATE 155920

ESTABLISHED BY COCOM FOR THE HANDLING OF SUCH SERVICING

TRANSACTIONS WITHOUT THE REQUIREMENT FOR INDIVIDUAL REFERRAL TO THAT INTERNATIONAL BODY. THE CEILING CURRENTLY IN FORCE UNDER THIS PROCEDURE IS \$4,400. AN APPLICATION FOR SPARE PARTS INVOLVING A LARGER DOLLAR FIGURE CAN BE EX-

PECTED, FOR THIS REASON, TO TAKE A LONGER TIME TO PROCESS THAN ONE THAT FALLS WITHIN THE COCOM SERVICING EXCEPTION PROCEDURE.

4. OVER THE YEARS COMMERCE HAS AUTHORIZED TWO SPECIAL PROCEDURES FOR ALLOWING MULTIPLE SERVICING TRANSACTIONS ON A SINGLE APPLICATION. THE FIRST, DESCRIBED IN THE EXPORT ADMINISTRATION REGULATIONS, SECTION 373.7(I), PERMITS SHIPMENTS OF REPLACEMENT PARTS (NO SPARES, NO STOCK-PILING, NO UP-DATING) OF NO MORE THAN \$4,400 PER INSTALLATION.

5. THE SECOND ARRANGEMENT, NOT DESCRIBED IN THE EXPORT ADMINISTRATION REGULATIONS, PERMITS ESTABLISHMENT UNDER SAFEGUARDS OF A REVOLVING STOCK OF REPLACEMENTS AND SPARE PARTS, WITHOUT DOLLAR LIMIT. THE APPLICANT MUST MAKE AN ESTIMATE OF SIX-MONTH REQUIREMENTS, DESCRIBING THEM IN DETAIL, AND LISTING MODEL NUMBER AND LOCATION OF EACH COMPUTER INSTALLATION TO BE SERVICED IN THIS MANNER. A FIRST-TIME APPLICATION, GOOD FOR ONE YEAR, MUST BE SUPPORTED BY A FORM FC-843, WHICH IS VALID FOR TWO YEARS.

6. THE COMPANIES CITED IN REF TEL MAY WISH TO DISCUSS THESE PROCEDURES IN GREATER DETAIL WITH APPROPRIATE OEA PERSONNEL. INGERSOLL

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